

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)**

As the below named inventor(s), I/we declare that:

This declaration is directed to:

The attached application, or  
 Application No. 09/934,868, filed on AUGUST 22, 2001,  
 as amended on \_\_\_\_\_ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/ we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable; and

All statements made herein of my/own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

**FULL NAME OF INVENTOR(S)**

Inventor one: MATTHEOS KOFFAS

Signature: M. Koffas Citizen of: GREECE

Inventor two: JAMES M. ODOM

Signature: J. M. Odom Citizen of: UNITED STATES

Inventor three: ANDREAS SCHENZLE

Signature: A. Schenzle Citizen of: GERMANY

Inventor four: \_\_\_\_\_

Signature: \_\_\_\_\_ Citizen of: \_\_\_\_\_

Additional inventors are being named on \_\_\_\_\_ additional form(s) attached hereto.

Burden Hour Statement: This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is used by the public to file (and the PTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 1 minute to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF:  
KOFFAS ET AL.

CASE NO.: CL1596 US DIV

APPLICATION NO: UNKNOWN

GROUP ART UNIT: UNKNOWN

FILED: CONCURRENTLY HEREWITH

EXAMINER: UNKNOWN

TITLE: HIGH GROWTH METHANOTROPHIC BACTERIAL STRAIN

Assistant Commissioner for Patents  
Washington, D.C. 20231

**DECLARATION OF BIOLOGICAL CULTURE DEPOSIT**

Sir:

I, S. Neil Feltham, declare that:

I am an attorney of record for the owner of the above-identified application.

Cultures of the following biological materials have been deposited with the following international depository:

American Type Culture Collection (ATCC)  
10801 University Boulevard, Manassas, VA, 20110-2209, U.S.A.

under conditions that satisfy the requirements of the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure. A copy of the receipt issued pursuant to Rules 7.3 and 10.2 (stating the term of the deposit) is attached.

Depositor's Identification of Organism	International Depository Accession Number	Date of Deposit
<i>Methylomonas: Methylomonas 16a sp.</i>	PTA-2402	August 22, 2000

I further aver that all restrictions on the availability to the public of the culture will be irrevocably removed upon the granting of a U.S. patent on the above-identified application.

Respectfully submitted,

S. NEIL FELTHAM  
ATTORNEY FOR APPLICANTS  
US PTO REGISTRATION NO. 36,506  
TELEPHONE: (302) 992-6460

Dated: 11/11/03  
Enclosure: Deposit Receipt

Please type a plus sign (+) inside this box



PTO/SB/81 (02-01)

Approved for use through 10/31/2002. OMB 0651-0035  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**POWER OF ATTORNEY OR  
AUTHORIZATION OF AGENT**

<b>Application Number</b>	09/934,868
<b>Filing Date</b>	AUGUST 22, 2001
<b>First Named Inventor</b>	KOFFAS ET AL.
<b>Title</b>	HIGH GROWTH METHANOTROPHIC BACTERIAL STRAIN
<b>Group Art Unit</b>	UNKNOWN
<b>Examiner Name</b>	UNKNOWN
<b>Attorney Docket Number</b>	CL1596 US NA

I hereby appoint:

Practitioners at Customer Number

23906



OR

Practitioner(s) named below:

Name	Registration Number
S. NEIL FELTHAM	36,506

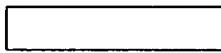
as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

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City

State

ZIP

Country

Telephone

Fax

I am the:

Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.

Certificate under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

**SIGNATURE of Applicant or Assignee of Record**

Name      JAMES M. ODOM

Signature

Date

10/01/01

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

\*Total of 3 forms are submitted.

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Examiner Name	UNKNOWN
Attorney Docket Number	CL1596 US NA

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PATENT TRADEMARK OFFICE

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Certificate under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

**SIGNATURE of Applicant or Assignee of Record**

Name      MATTHEOS KOFFAS

Signature

Date

9/28/2001

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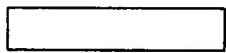
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*Certificate under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).*

**SIGNATURE of Applicant or Assignee of Record**

Name      ANDREAS SCHENZLE

Signature

Date

10/27/01

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